

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

THEOPHALIS (BINKY) WILSON,

Plaintiff,

v.

**CITY OF PHILADELPHIA,
PENNSYLVANIA; FORMER
DISTRICT ATTORNEY LYNNE
ABRAHAM; FORMER ASSISTANT
DISTRICT ATTORNEY DAVID
DESIDERIO, et al.**

Defendants.

Case No. 2:21-cv-02057-JMY

PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL

COMES NOW Plaintiff Theophalis (Binky) Wilson ("Wilson"), by and through his undersigned attorneys, and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), hereby dismisses **Count XI** of his Complaint for Respondeat Superior against Defendant The City of Philadelphia, Pennsylvania.

Date: December 10, 2021

Respectfully submitted,

By: /s/ Kimberly K. Winter

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CERTIFICATE OF SERVICE

I hereby certify that on December 10, 2021, I caused a true and correct copy of the foregoing Plaintiff's Notice of Voluntary Dismissal to be served via CM/ECF filing upon counsel for all parties.

/s/ Kimberly K. Winter

One of the Attorneys for Plaintiff